

#9

PATENT
6990-1003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: James Cheatham, et al.
Serial No: 08/902,449
Filed: 07/29/97
For: ONE PIECE SKATE
CHASSIS

Art Unit: 3612

Examiner: Clovia
Hamilton;
D. Glenn
Dayoan
(Primary)

98 AUG 13 PM 1:27
TECHNICAL DIVISION
RECEIVED - MAR 26 2000

WRITTEN RECORD OF EXAMINER'S INTERVIEW OF JUNE 12, 1998

Assistant Commissioner of Patents
Washington, D.C. 20231

Dear Sir:

Applicants acknowledge with thanks the interview granted by the Examiner and hereby provide a written summary of the examiner's interview held on June 12, 1998, as follows:

**I. A BRIEF DESCRIPTION OF ANY EXHIBITS SHOWN OR
ANY DEMONSTRATION CONDUCTED**

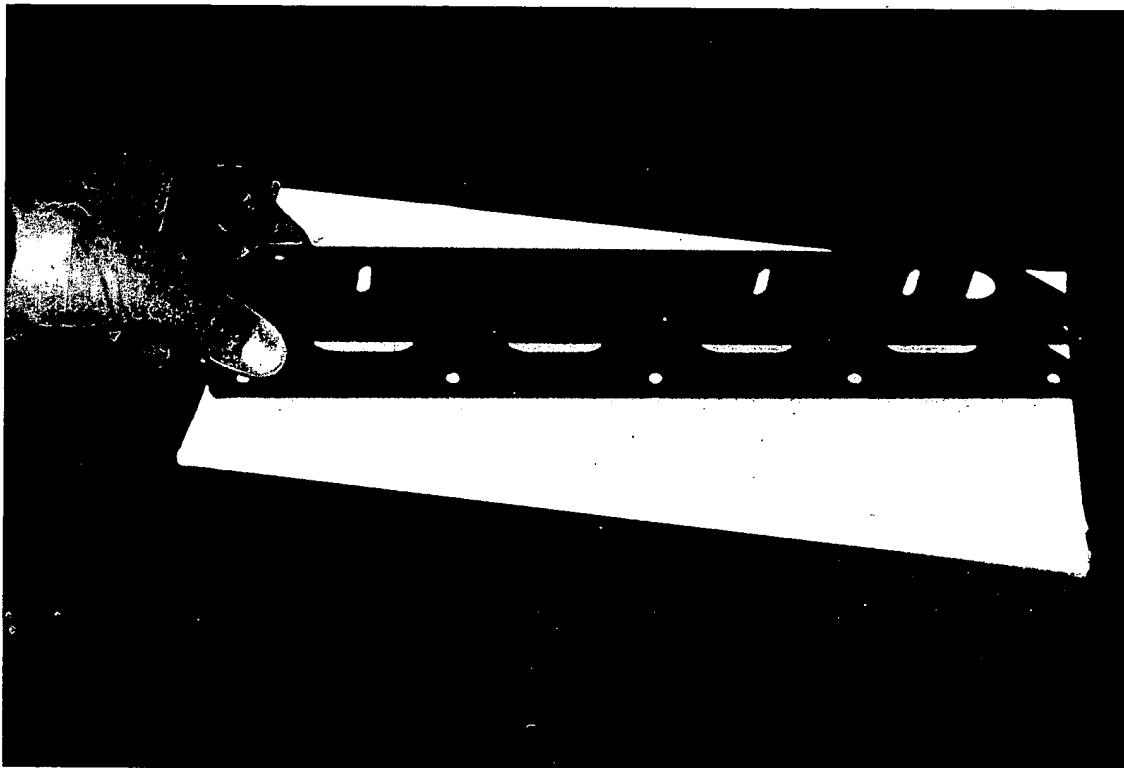
Samples of a prior art, present invention and a black, one-piece in-line skate chassis were demonstrated to the examiners. The black, one-piece in-line skate chassis was considered to be prior art, although it was not known on June 12th whether it was prior art. A photograph taken during the interview and depicting this black, one-piece in-line skate chassis, and a photograph

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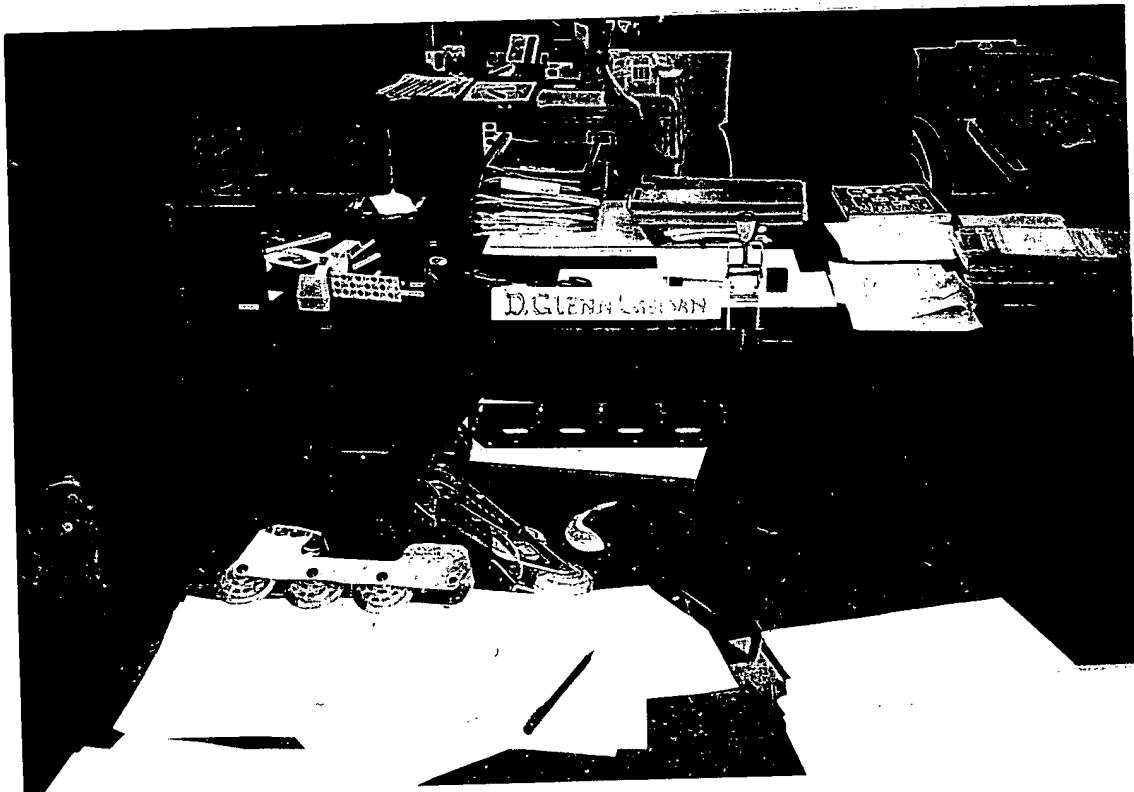
depicting all of the samples demonstrated are attached below as Exhibits "1" and "2", respectively.

Exhibit "1"



/ / / / / / / / / /

Exhibit "2"



II. IDENTIFICATION OF THE CLAIMS DISCUSSED

Claims 1, 4, 6 and 13-17 were discussed.

III. IDENTIFICATION OF THE SPECIFIC
PRIOR ART DISCUSSED

The principal prior art discussed were U.S. Patent Nos. 5,533,740 and 5,735,536. The black in-line skate chassis was also discussed on the basis that it may be shown to be prior art, but

the time of the interview Applicant did not have sufficient information to conclude that it was prior art.

IV. IDENTIFICATION OF THE PRINCIPAL PROPOSED AMENDMENTS OF A SUBSTANTIVE NATURE DISCUSSED

The amendments to the claims discussed during the interview were as follows:

1. Claim 1 will be amended to clarify that it is one piece of metal, to clarify the features in the claim and to incorporate the subject matter of claim 4.
2. Claim 4 will be cancelled.
3. Claims 2-3 and 5-9 will be amended to clarify the language used for the claimed features.
4. New claims 13-17 were proposed and discussed. These claims are directed to the coined spacer and embossment features of the present invention.

V. A GENERAL INDICATION OF ANY OTHER PERTINENT MATTERS DISCUSSED

The present invention was discussed in the context of the prior art 7-piece chassis, how the prior art and present inventions were made and how the present invention differs from the prior art.

The black skate chassis was discussed. Applicants pointed out that the holes and raised regions surrounding in the holes formed in the sides were formed by a piercing process, and

not a coining process. The Examiners requested proof and Applicants agreed to submit such proof in the form of a declaration under 37 C.F.R. 1.132.

Applicants pointed out that numerous errors were discovered with respect to correct placement of reference numerals in the drawings, particularly as it related to Figure 5, and that several grammar, punctuation and syntax errors in the specification were also found. Applicants stated that these errors would be corrected by amendment to the drawings and specification, and that it was believed that the amendments would not raise any issue of new matter.

The examiner's pointed out that the prior art search would have to be updated.

The issue of documentation of the presentation of the black chassis was discussed and it was determined that the chassis would be photographed at the conclusion of the interview and a photograph would be included with the written summary of the interview.

VI. GENERAL RESULTS OR OUTCOME OF THE INTERVIEW

The general outcome of the interview was that Applicants would present a reply which would include amendment to the specification and claims, a declaration directed to the process by which the holes found in the black chassis were formed, and information, if available, on whether the black chassis is prior

art. Upon receipt of the reply, the application will be reconsidered, including an updated search. It appears that the claims as discussed are patentable over the prior art of record, including the black chassis having been assumed, arguendo, to be prior art.

Respectfully submitted,

SMALL LARKIN, LLP

Date: June 13, 1998

By:


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FEE TRANSMITTAL

Patent fees are subject to annual revision on October 1.

These are the fees effective October 1, 1997.

Small Entity payments must be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12. See 37 C.F.R. §§ 1.27 and 1.28.

TOTAL AMOUNT OF PAYMENT (\$ 96.00)

Complete if Known

Application Number 08/902,449

Filing Date 07/29/97

First Named Inventor James Cheatham

Examiner Name Clovia Hamilton

Group / Art Unit 3612

Attorney Docket No. 6990-1003

METHOD OF PAYMENT (check one)

1. The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account 19-2500
Deposit Account Name SMALL LARKIN, LLP

Charge Any Additional Fee Required Under 37 C.F.R. §§ 1.16 and 1.17 Charge the Issue Fee Set in 37 C.F.R. § 1.18 at the Mailing of the Notice of Allowance

2. Payment Enclosed:

Check Money Order Other

FEE CALCULATION (continued)

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 790	201 395	Utility filing fee	
106 330	206 165	Design filing fee	
107 540	207 270	Plant filing fee	
108 790	208 395	Reissue filing fee	
114 150	214 75	Provisional filing fee	
SUBTOTAL (1) (\$)			

2. EXTRA CLAIM FEES

Total Claims	-20**	=	X	Fee from below	Fee Paid
4	-3**	=1	X	41	41
Multiple Dependent					

**or number previously paid, if greater; For Reissues, see below

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	
103 22	203 11	Claims in excess of 20	
102 82	202 41	Independent claims in excess of 3	
104 270	204 135	Multiple dependent claim, if not paid	
109 82	209 41	** Reissue independent claims over original patent	
110 22	210 11	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2) (\$ 41.00)			

3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 400	216 200	Extension for reply within second month	
117 950	217 475	Extension for reply within third month	
118 1,510	218 755	Extension for reply within fourth month	
128 2,060	228 1,030	Extension for reply within fifth month	
119 310	219 155	Notice of Appeal	
120 310	220 155	Filing a brief in support of an appeal	
121 270	221 135	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,320	241 660	Petition to revive - unintentional	
142 1,320	242 660	Utility issue fee (or reissue)	
143 450	243 225	Design issue fee	
144 670	244 335	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Petitions related to provisional applications	
126 240	126 240	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 790	246 395	Filing a submission after final rejection (37 CFR 1.129(a))	
149 790	249 395	For each additional invention to be examined (37 CFR 1.129(b))	

Other fee (specify) _____

Other fee (specify) _____

SUBTOTAL (3) (\$ 55.00)

Reduced by Basic Filing Fee Paid

SUBMITTED BY

Typed or Printed Name	JON E. HOKANSON			Complete (if applicable)
Signature	<i>Jon E. Hokanson</i>			Reg. Number 30,069
	Date	8/12/97	Deposit Account User ID	

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